

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 2113 - HB 2072

March 5, 2014

SUMMARY OF ORIGINAL BILL: Authorizes a drug court judge, or any drug court personnel designated by the judge, to access confidential information about a drug court participant from the Controlled Substance Monitoring Database.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (013582): Deletes all language after the enacting clause. Creates a two-year pilot program. Authorizes the judge of a drug court treatment program to request information from the Controlled Substance Monitoring Database (CSMD). Any information from the CSMD which is provided to such judge must also be provided to the district attorney general of the judge's district. Such information is confidential. This pilot program shall be limited to three judicial districts as selected by the Commissioner of the Department of Health. Requires the CSMD Committee or the Committee's designee to report to the Commissioner's district selections to the Health Committee of the House of Representatives and the Health and Welfare Committee of the Senate.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

NOT SIGNIFICANT

Assumptions for the bill as amended:

- This pilot program will last two years, from July 1, 2014 through June 30, 2016.
- The CSMD is housed within the Board of Pharmacy.
- The Department of Health does not currently collect the fee authorized by Tenn. Code Ann. § 53-10-306 (c); therefore, providing such information from the CSMD will result in no increase in revenue to the Board of Pharmacy.
- The Department of Health, due to the limited time period of this pilot, does not anticipate any additional costs to comply with this act.
- Pursuant to Tenn. Code Ann. § 4-3-1011, all health-related boards are required to be self-supporting over a two-year period. The Board of Pharmacy had balances of \$929,407 in FY11-12 and \$296,813 in FY12-13 with a cumulative balance of \$1,226,220 as of June 30, 2013.

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CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "Lucian D. Geise". The signature is fluid and cursive, with the first name "Lucian" written in a larger, more prominent script than the last name "Geise".

Lucian D. Geise, Executive Director

/jdb